

Practitioner's Docket No.: 889_001

**AFTER FINAL
PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Jiro KANIE

Ser. No.: 10/826,165

Group Art Unit: 1618

Filed: April 16, 2004

Examiner: Young, Micah Paul

Confirmation No.: 8549

For: ENTERAL NUTRITION PRODUCT AND METHOD FOR PREPARING THE SAME

Mail Stop A.F.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)**

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed July 16, 2008, finally rejecting claims 8-13.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 540.00.

Extension of Term

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application.

The requested extension and appropriate non-small-entity fee are as follows:

- ☐ One Month (37 CFR 1.17(a)(1)) \$ 130.00
- ☐ Two Months (37 CFR 1.17(a)(2)) \$ 490.00
- ☒ Three Months (37 CFR 1.17(a)(3)) \$ 1110.00

Extension Fee Due \$ 1,110.00.

Total Fees Due (Notice of Appeal and Extension of Time) \$ 1,650.00.

Status of Applicant

- ☒ Applicant claims small entity status. See 37 CFR 1.27.
Therefore, the fee shown above is reduced by half, and the
resulting fee is: \$ 825.00.

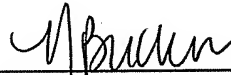
Fee Payment

- ☐ Enclosed is a check in the amount of \$.
☐ Charge Deposit Account No. 50-1446 in the amount of \$_____.
☒ The Total Fees Due were paid via EFS on Form PTO-875.
☒ The Commissioner is hereby authorized to charge any fees which may be required, or
credit any overpayment, to Deposit Account No. 50-1446.

Respectfully submitted,

January 15, 2009

Date



Stephen P. Burr

Reg. No. 32,970

Nicole J. Buckner

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